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that his amendment is a clarification of that that no one has an absolute right to walk into a meeting and speak at any time. The act specifically says that the governing body, the public body, does have the authority to make reasonable rules and regulations for the conduct of the public at its meetings. I ask for a division of the question. I accept the first amendment. The second amendment, I really have to object to and indicate that that is in there for a very good reason and this is that, one of the problems that we have had with the present Open Meetings Act, and I think that it has to be noted that Nebraska does have an open meetings law on the books and those who have developed this open meetings law in previous years have done a good job. What we're trying to do now is make some improvements and one of the weak areas has been in the area of enforcement. The citizen who has run into a problem, who has been writing the stacks of letters or has been the subjects of the newspaper articles that have alleged violations of the Open Meetings Act have not had any real means of getting enforcement of these things when they know that there have been violations or feel that there have been violations and so what we're trying to do is make it possible for the average citizen, who is speaking on behalf of the public, who is acting on behalf of the public, to actually find some redress of his grievances and if, when he has a case that he feels is justifiable, I think that this is a reasonable provision. I'd like to point out that first of all, it says the court may order and it also says to a successful plaintiff. It doesn't say to any plaintiff. So this means if you have a frivolous case, you're still going to pay your attorney's fees, you're still not going to be encouraged to pursue a suit that is frivolous. I think it is a reasonable provision. I think that it strengthens the enforcement capability that is in the new act and so, I would urge that you reject the second part of the Koch amendment.

PRESIDENT: Senator Anderson, I had anticipated, on the request of another member, the division of the question. I agree it may be divided. I'd ask the Clerk to read the first portion which we will now be discussing and we will vote on first. Clerk will read.

CLERK: Move to amend the committee amendments to LB 325, page 5, section 5, (2) line, by striking the word "right" and insert the word "privilege". Signed Senator Koch.

PRESIDENT: Now this is the portion that we shall be voting on. Is there any further discussion? If not, Senator Koch, would you care to close on the first portion of the amendment? Senator Bereuter is up. We'll have a clarification again.

SENATOR BEREUTER: Mr. President, just a question of the Clerk. Is that the correct reference? Is it a committee amendment that he's trying to amend or is